

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
CENTRAL DIVISION**

THE CALLAWAY BANK,	)	
	)	
Plaintiff,	)	Case No. 2:12-cv-04159-MJW
	)	U.S. Magistrate Judge
v.	)	Matt J. Whitworth
	)	
BANK OF THE WEST,	)	
	)	
Defendant.	)	

**JOINT STIPULATION FOR DISMISSAL WITH PREJUDICE**

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), the Parties hereby stipulate to the dismissal of the above-captioned action, with prejudice, the entire subject thereof having been fully compromised and settled. The Parties will bear their respective costs, expenses and attorney's fees incurred herein.

**Dated:** 1 April, 2014.

Respectfully submitted,

McDOWELL RICE SMITH & BUCHANAN

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ATTORNEYS FOR BANK OF THE WEST

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the above and foregoing was filed with the court using the ECF system this 1<sup>st</sup> day of April, 2014 with notice being sent to those parties requesting electronic notification.

/s/ Hugh L. Marshall